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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/806,198	03/23/2004	York Alexander Beste	54391 2001	
26474 NOVAK DRIJ	7590 10/25/200 CE DELUCA & QUIG	EXAMINER		
1300 EYE STR	REET NW	THERKORN, ERNEST G		
SUITE 1000 WEST TOWER WASHINGTON, DC 20005			ART UNIT	PAPER NUMBER
Wilsim (CTC			1797	
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•			MAIL DATE	DELIVERY MODE
			10/25/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Advisory Action Before the Filing of an Appeal Brief

Application No.	Applicant(s)	
10/806,198	BESTE ET AL.	
Examiner	Art Unit	
Ernest G. Therkorn	1797	

		Linest G. Merkom	1797	
	The MAILING DATE of this communication appe	ars on the cover sheet with the	correspondence add	ress
THE RE	PLY FILED 22 October 2007 FAILS TO PLACE THIS A	APPLICATION IN CONDITION FO	R ALLOWANCE.	
1. ⊠ The this pla a R	reply was filed after a final rejection, but prior to or on application, applicant must timely file one of the follow ces the application in condition for allowance; (2) a No equest for Continued Examination (RCE) in compliance periods:	n the same day as filing a Notice of wing replies: (1) an amendment, af htice of Appeal (with appeal fee) in	Appeal. To avoid aba fidavit, or other evider compliance with 37 C	nce, which FR 41.31; or (3)
	The period for reply expires 3 months from the mailing date	of the final rejection.		
b) 🗌	The period for reply expires on: (1) the mailing date of this A no event, however, will the statutory period for reply expire I	Advisory Action, or (2) the date set forth ater than SIX MONTHS from the mailir	ng date of the final rejecti	ion.
	Examiner Note: If box 1 is checked, check either box (a) or TWO MONTHS OF THE FINAL REJECTION. See MPEP 7		E FIRST REPLY WAS F	ILED WITHIN
have beer under 37 (set forth ir may reduc	s of time may be obtained under 37 CFR 1.136(a). The date filed is the date for purposes of determining the period of ex CFR 1.17(a) is calculated from: (1) the expiration date of the same to be above, if checked. Any reply received by the Office later are any earned patent term adjustment. See 37 CFR 1.704(b) OF APPEAL	tension and the corresponding amount shortened statutory period for reply oric r than three months after the mailing d	of the fee. The appropr ginally set in the final Offi	iate extension fee ice action; or (2) as
	e Notice of Appeal was filed on A brief in comp	Niance with 37 CEP 41 37 must be	filed within two month	as of the data of
filin	g the Notice of Appeal (37 CFR 41.37(a)), or any exte otice of Appeal has been filed, any reply must be filed	nsion thereof (37 CFR 41.37(e)), to	o avoid dismissal of th	
AMEND				
	e proposed amendment(s) filed after a final rejection,			ecause
	They raise new issues that would require further co	•	TE below);	
	They raise the issue of new matter (see NOTE belo	•		
	They are not deemed to place the application in being appeal; and/or			the issues for
(d)	They present additional claims without canceling a		jected claims.	
_	NOTE: (See 37 CFR 1.116 and 41.33(a)).			
4. 🔲 Th	e amendments are not in compliance with 37 CFR 1.1	21. See attached Notice of Non-Co	ompliant Amendment	(PTOL-324).
	plicant's reply has overcome the following rejection(s)			
nor	ewly proposed or amended claim(s) would be allowable claim(s).			_
hov The Cla Cla Cla	r purposes of appeal, the proposed amendment(s): a) of the new or amended claims would be rejected is prosestatus of the claim(s) is (or will be) as follows: im(s) allowed: im(s) objected to: im(s) rejected: im(s) withdrawn from consideration:		ill be entered and an e	explanation of
AFFIDA\	IT OR OTHER EVIDENCE			
bed	e affidavit or other evidence filed after a final action, buause applicant failed to provide a showing of good ansonotes not earlier presented. See 37 CFR 1.116(e).			
ent	e affidavit or other evidence filed after the date of filing ered because the affidavit or other evidence failed to o owing a good and sufficient reasons why it is necessar	overcome <u>all</u> rejections under appe	eal and/or appellant fa	ils to provide a
	ne affidavit or other evidence is entered. An explanation	on of the status of the claims after e	entry is below or attac	hed.
	ne request for reconsideration has been considered bu	ut does NOT place the application	in condition for allowa	nce -
12. 🔲 N	 ote the attached Information Disclosure Statement(s).	(PTO/SB/08) Paper No(s)		,
	ther:		and 6 Th	whon

Ernest G. Therkorn Primary Examiner Art Unit: 1797